



# FENWICK & WEST LLP

SAN FRANCISCO OFFICE | 275 BATTERY ST., SUITE 1500 | SAN FRANCISCO, CA 94111

TEL 415.875.2300 | FAX 415.281.1350 | WWW.FENWICK.COM

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## FACSIMILE TRANSMISSION

NOV 26 2003

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OFFICIAL

DATE: November 26, 2003

CLIENT-MATTER No.: 23546-07664  
/ RTS-0266

## TO:

NAME	FAX NO.	PHONE NO.
Examiner J. Douglas Schultz Group Art Unit 1635 U.S. Patent and Trademark Office Washington, D.C. 20231	703-872-9306	703-308-9355

FROM: Susan T. Hubl, Ph.D. PHONE: (415) 875-2316  
REG. NO. 47,668

NUMBER OF PAGES WITH COVER PAGE: 16 | ORIGINAL WILL NOT FOLLOW

## MESSAGE:

In Re: 09/960,143 – Filed September 24, 2001  
in response to Office Action mailed 9/26/03

23546/07664/SF/5108607.1

## CAUTION - CONFIDENTIAL

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PTO/SB/21 (modified)

Approved for use through 10/10/01, OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

0001/PTO Rev. 10/95	U.S. Department of Commerce Patent and Trademark Office		Application Number	09/960,143
			Filing Date	September 24, 2001
			First Named Inventor	Brenda F. Baker
			Group Art Unit Number	1635
			Examiner Name	J. Douglas Schultz
Total Number of Pages in This Submission		16	Attorney Docket Number	23546-07664 / RTS-0266

## ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form (in duplicate) <input type="checkbox"/> Check Enclosed	<input type="checkbox"/> Issue Fee Transmittal <input type="checkbox"/> Letter to Chief Draftsperson <input type="checkbox"/> Formal Drawing(s): <input type="checkbox"/> [ ] Sheet(s) of Figure(s) [ ] <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> After Allowance Communication to Group <input checked="" type="checkbox"/> Fax cover sheet. <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
<input type="checkbox"/> Return Receipt Postcard <input type="checkbox"/> Response to Notice to File Missing Parts <input type="checkbox"/> Assignment & Recordation Cover Sheet <input type="checkbox"/> Declaration <input type="checkbox"/> Power of Attorney <input type="checkbox"/> Application Data Sheet <input type="checkbox"/> Information Disclosure Statement & PTO-1449 <input type="checkbox"/> Copies of IDS Cited References <input type="checkbox"/> Request for Corrected Filing Receipt <input type="checkbox"/> Request for Correction of Recorded Assignment <input checked="" type="checkbox"/> Amendment/Response: [12] Page(s) <input type="checkbox"/> After Final <input type="checkbox"/> Status Request <input type="checkbox"/> Revocation and Substitute Power of Attorney	

## REMARKS:

## SIGNATURE OF ATTORNEY OR AGENT

Signature:	<i>Susan T. Hubl</i>		
Attorney/Reg. No.:	Susan T. Hubl, Ph.D., Reg. No. 47,668	Dated:	November 26, 2003

## CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence, including the enclosures identified above, is being transmitted on the date shown below via facsimile to: Examiner J. Shultz, Group Art Unit 1635, Commissioner for Patents, at the facsimile number indicated below.

Signature:	<i>Susan T. Hubl</i>		
Typed or Printed Name:	Susan T. Hubl, Ph.D.	Dated:	November 26, 2003
Facsimile Number:	1-703-872-8306		

23546-07664/SF/5108594.1

# FEE TRANSMITTAL for FY 2004

Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$ 110.00)

Complete if Known	
Application Number	09/960,143
Filing Date	September 24, 2001
First Named Inventor	Brenda F. Baker
Examiner Name	1635
Art Unit	J. Douglas Schultz
Attorney Docket No.	23546-07664 / RTS-0266

**METHOD OF PAYMENT** (check all that apply)
 Check  Credit Card  Money Order  Other  None  
 Deposit Account:

Deposit Account Number **19-2555**  
 Deposit Account Name **Fenwick & West LLP**

The Commissioner is authorized to: (check all that apply)  
 Charge fee(s) indicated below  Credit any overpayments  
 Charge all required fee(s) or any underpayment of fee(s) due under 37 CFR §1.16 or §1.17 during the pendency of this application  
 Charge fee(s) indicated below, except for the filing fee

to the above-identified deposit account.

**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity	Small Entity	Fee	Fee	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)	Fee	Fee	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee			
1002 340	2002 170	Design filing fee			
1003 530	2003 265	Plant filing fee			
1004 770	2004 385	Reissue filing fee			
1005 160	2005 80	Provisional filing fee			

**SUBTOTAL (1)** (\$ **110**)**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

Total Claims	Extra Claims	Fee from below	Fee Paid
18	-20** = 0	x 0	= 0
2	-3** = 0	x 0	= 0

Multiple Dependent

Large Entity	Small Entity	Fee	Fee	Fee Description
Fee Code (\$)	Fee Code (\$)	Fee	Fee	Fee Description
1202 18	2202 9	Claims in excess of 20		
1201 86	2201 43	Independent claims in excess of 3		
1203 290	2203 145	Multiple dependent claim, if not paid		
1204 86	2204 43	**Reissue independent claims over original patent		
1205 18	2205 9	**Reissue claims in excess of 20 and over original patent		

**SUBTOTAL (2)** (\$ **110**)

\*or number previously paid, if greater. For Reissues, see above

**3. ADDITIONAL FEES**

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	2053 130	Non-English specification	
1812 2,520	1812 2,620	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	\$110
1252 420	2252 210	Extension for reply within second month	
1253 950	2253 475	Extension for reply within third month	
1254 1,480	2254 740	Extension for reply within fourth month	
1256 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 185	Notice of Appeal	
1402 330	2402 185	Filing a brief in support of an appeal	
1403 280	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 685	Petition to revive - unintentional	
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(g)	
1806 180	1808 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.128(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.128(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	
Other fee (specify) _____			

**SUBTOTAL (3)** (\$ 110.00)

Reduced by Basic Filing Fee Paid

**SUBMITTED BY**

Complete (if applicable)

Name (Print/Type)	Susan T. Hubl	Registration No. (Attorney/Agent)	47,668	Telephone 415-875-2316
Signature	<i>Susan T. Hubl</i>	Date	November 26, 2003	

23546-07664/SF/5110907.1